Francisco A. Villegas fvillegas@cohengresser.com
Joyce E. Kung
jkung@cohengresser.com
COHEN & GRESSER LLP
800 Third Avenue, 21<sup>st</sup> Floor
New York, NY 10022
Telephone: (212) 957-7600
Facsimile: (212) 957-4514

Attorneys for Plaintiffs

## UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

NEUROGRAFIX, a California corporation; NEUROGRAPHY INSTITUTE MEDICAL ASSOCIATES, INC., a California corporation; and IMAGE-BASED SURGICENTER CORPORATION, a California corporation,

Plaintiffs,

VS.

CORNELL UNIVERSITY, a New York corporation; NEW YORK-PRESBYTERIAN HEALTHCARE SYSTEM, INC., a New York corporation; WEILL CORNELL IMAGING AT NEW YORK PRESBYTERIAN, a New York corporation

Defendant.

Civil Action No. 1:12cv8022 (TPG)

## NOTICE OF DISMISSAL OF ALL CLAIMS RELATING TO THE USE OF PRODUCTS SOLD BY THE GENERAL ELECTRIC COMPANY

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiffs NEUROGRAFIX, NEUROGRAPHY INSTITUTE MEDICAL ASSOCIATES, INC., AND IMAGE-BASED SURGICENTER CORPORATION, by and through their respective counsel,

hereby dismiss with prejudice of all claims relating to the use of products sold by the General Electric Company. Each party shall bear its own attorneys' fees and costs.

Dated: December 20, 2012

Respectfully submitted,

By: June

Francisco A. Villegas

Joyce E. Kung

COHEN & GRESSER LLP 800 Third Avenue, 21st Floor New York, New York 10022

Telephone: 212-957-7600

Fax: 212-957-4514

fvillegas@cohengresser.com jkung@cohengresser.com

Attorneys for Plaintiffs Neurography Institute Medical Associates, Inc., Neurografix and Image-Based Surgicenter Corporation

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing NOTICE OF DISMISSAL OF ALL CLAIMS RELATING TO THE USE OF PRODUCTS SOLD BY THE GENERAL ELECTRIC COMPANY was served on the Defendants by sending copies by electronic mail to:

James R. Kahn
Deputy University Counsel
Office of University Counsel
Weill Medical College of Cornell
University
445 East 69<sup>th</sup> Street
New York, NY 10021
Telephone: (212) 746-0463
jkahn@med.cornell.edu

Attorney for Defendants Cornell University and Weill Cornell Imaging at New York-Presbyterian

Edward A. Pisacreta
Associate General Counsel
Office of Legal Affairs and Risk
Management
525 East 68<sup>th</sup> Street, Box 88
New York, NY 10065
Telephone: (212) 746-1724
Email: edp9018@nyp.org

Attorneys for Defendant New York-Presbyterian Healthcare System, Inc.

Dated: December 20, 2012.

Francisco Villegas